

Federal Bureau of Investigation

Washington, D.C. 20535

November 22, 2023



FOIPA Request No.: 1595010-000 Subject: 064-HQ-3005 SUB D

Dear Noah Scheer:

The FBI has completed its review of records subject to the Freedom of Information/Privacy Acts (FOIPA) that are responsive to your request. The enclosed documents were reviewed under the FOIPA, Title 5, United States Code, Section 552/552a. Below you will find check boxes under the appropriate statute headings which indicate the types of exemptions asserted to protect information which is exempt from disclosure. The appropriate exemptions are noted on the enclosed pages next to redacted information. In addition, a deleted page information sheet was inserted to indicate where pages were withheld entirely and identify which exemptions were applied. The checked exemption boxes used to withhold information are further explained in the enclosed Explanation of Exemptions.

Section 552		Section 552a
(b)(1)	(b)(7)(A)	(d)(5)
(b)(2)	(b)(7)(B)	☐ (j)(2)
▽ (b)(3)	☑ (b)(7)(C)	□ (k)(1)
50 U.S.C. § 3024(i)(1)	☑ (b)(7)(D)	(k)(2)
	☑ (b)(7)(E)	(k)(3)
	(b)(7)(F)	□ (k)(4)
(b)(4)	(b)(8)	(k)(5)
(b)(5)	(b)(9)	□ (k)(6)
☑ (b)(6)		☐ (k)(7)

13 pages were reviewed and 10 pages are being released.

Please see the paragraphs below for relevant information specific to your request as well as the enclosed FBI FOIPA Addendum for standard responses applicable to all requests.

Based on the information you provided, we conducted a search of the places reasonably expected to have records. For more information about records searches and the standard search policy, see the enclosed FBI FOIPA Addendum General Information Section.

This is the final release of information responsive to your FOIPA request. This material is being provided to you at no charge.

Due to the age and condition of the original documents, some of the reproduced copies are extremely difficult to read. Every effort has been made to obtain the best copies possible.

Please refer to the enclosed FBI FOIPA Addendum for additional standard responses applicable to your request. "Part 1" of the Addendum includes standard responses that apply to all requests. "Part 2" includes additional standard responses that apply to all requests for records about yourself or any third party individuals. "Part 3" includes general information about FBI records that you may find useful. Also enclosed is our Explanation of Exemptions.

Additional information about the FOIPA can be found at www.fbi.gov/foia. Should you have questions regarding your request, please feel free to contact foipaquestions@fbi.gov. Please reference the FOIPA Request number listed above in all correspondence concerning your request.

If you are not satisfied with the Federal Bureau of Investigation's determination in response to this request, you may administratively appeal by writing to the Director, Office of Information Policy (OIP), United States Department of Justice, 441 G Street, NW, 6th Floor, Washington, D.C. 20530, or you may submit an appeal through OIP's FOIA STAR portal by creating an account following the instructions on OIP's website: https://www.justice.gov/oip/submit-and-track-request-or-appeal. Your appeal must be postmarked or electronically transmitted within ninety (90) days of the date of my response to your request. If you submit your appeal by mail, both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal." Please cite the FOIPA Request Number assigned to your request so it may be easily identified.

You may seek dispute resolution services by emailing the FBI's FOIA Public Liaison at foipaquestions@fbi.gov. The subject heading should clearly state "Dispute Resolution Services." Please also cite the FOIPA Request Number assigned to your request so it may be easily identified. You may also contact the Office of Government Information Services (OGIS). The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, Maryland 20740-6001, e-mail at ogis@nara.gov; telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769.

Sincerely,

Michael G. Seidel Section Chief

Record/Information Dissemination Section Information Management Division

M-11.0.L

Enclosures

FBI FOIPA Addendum

As referenced in our letter responding to your Freedom of Information/Privacy Acts (FOIPA) request, the FBI FOIPA Addendum provides information applicable to your request. Part 1 of the Addendum includes standard responses that apply to all requests. Part 2 includes standard responses that apply to requests for records about individuals to the extent your request seeks the listed information. Part 3 includes general information about FBI records, searches, and programs.

Part 1: The standard responses below apply to all requests:

- (i) **5 U.S.C. § 552(c).** Congress excluded three categories of law enforcement and national security records from the requirements of the FOIPA [5 U.S.C. § 552(c)]. FBI responses are limited to those records subject to the requirements of the FOIPA. Additional information about the FBI and the FOIPA can be found on the www.fbi.gov/foia website.
- (ii) Intelligence Records. To the extent your request seeks records of intelligence sources, methods, or activities, the FBI can neither confirm nor deny the existence of records pursuant to FOIA exemptions (b)(1), (b)(3), and as applicable to requests for records about individuals, PA exemption (j)(2) [5 U.S.C. §§ 552/552a (b)(1), (b)(3), and (j)(2)]. The mere acknowledgment of the existence or nonexistence of such records is itself a classified fact protected by FOIA exemption (b)(1) and/or would reveal intelligence sources, methods, or activities protected by exemption (b)(3) [50 USC § 3024(i)(1)]. This is a standard response and should not be read to indicate that any such records do or do not exist.

Part 2: The standard responses below apply to all requests for records on individuals:

- (i) **Requests for Records about any Individual—Watch Lists.** The FBI can neither confirm nor deny the existence of any individual's name on a watch list pursuant to FOIA exemption (b)(7)(E) and PA exemption (j)(2) [5 U.S.C. §§ 552/552a (b)(7)(E), (j)(2)]. This is a standard response and should not be read to indicate that watch list records do or do not exist.
- (ii) Requests for Records about any Individual—Witness Security Program Records. The FBI can neither confirm nor deny the existence of records which could identify any participant in the Witness Security Program pursuant to FOIA exemption (b)(3) and PA exemption (j)(2) [5 U.S.C. §§ 552/552a (b)(3), 18 U.S.C. 3521, and (j)(2)]. This is a standard response and should not be read to indicate that such records do or do not exist.
- (iii) Requests for Confidential Informant Records. The FBI can neither confirm nor deny the existence of confidential informant records pursuant to FOIA exemptions (b)(7)(D), (b)(7)(E), and (b)(7)(F) [5 U.S.C.§ § 552 (b)(7)(D), (b)(7)(E), and (b)(7)(F)] and Privacy Act exemption (j)(2) [5 U.S.C.§ 552a (j)(2)]. The mere acknowledgment of the existence or nonexistence of such records would reveal confidential informant identities and information, expose law enforcement techniques, and endanger the life or physical safety of individuals. This is a standard response and should not be read to indicate that such records do or do not exist.

Part 3: General Information:

- (i) Record Searches and Standard Search Policy. The Record/Information Dissemination Section (RIDS) searches for reasonably described records by searching systems, such as the Central Records System (CRS), or locations where responsive records would reasonably be found. The CRS is an extensive system of records consisting of applicant, investigative, intelligence, personnel, administrative, and general files compiled by the FBI per its law enforcement, intelligence, and administrative functions. The CRS spans the entire FBI organization, comprising records of FBI Headquarters, FBI Field Offices, and FBI Legal Attaché Offices (Legats) worldwide; Electronic Surveillance (ELSUR) records are included in the CRS. The standard search policy is a search for main entity records in the CRS. Unless specifically requested, a standard search does not include a search for reference entity records, administrative records of previous FOIPA requests, or civil litigation files.
 - a. Main Entity Records created for individuals or non-individuals who are the subjects or the focus of an investigation
 - b. Reference Entity Records- created for individuals or non-individuals who are associated with a case but are not known subjects or the focus of an investigation
- (ii) **FBI Records.** Founded in 1908, the FBI carries out a dual law enforcement and national security mission. As part of this dual mission, the FBI creates and maintains records on various subjects; however, the FBI does not maintain records on every person, subject, or entity.
- (iii) **Foreseable Harm Standard.** As amended in 2016, the Freedom of Information Act provides that a federal agency may withhold responsive records only if: (1) the agency reasonably foresees that disclosure would harm an interest protected by one of the nine exemptions that FOIA enumerates, or (2) disclosure is prohibited by law (5 United States Code, Section 552(a)(8)(A)(i)). The FBI considers this foreseeable harm standard in the processing of its requests.
- (iv) Requests for Criminal History Records or Rap Sheets. The Criminal Justice Information Services (CJIS) Division provides Identity History Summary Checks often referred to as a criminal history record or rap sheet. These criminal history records are not the same as material in an investigative "FBI file." An Identity History Summary Check is a listing of information taken from fingerprint cards and documents submitted to the FBI in connection with arrests, federal employment, naturalization, or military service. For a fee, individuals can request a copy of their Identity History Summary Check. Forms and directions can be accessed at www.edo.cjis.gov/about-us/cjis/identity-history-summary-checks. Additionally, requests can be submitted electronically at www.edo.cjis.gov. For additional information, please contact CJIS directly at (304) 625-5590.

EXPLANATION OF EXEMPTIONS

SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552

- (b)(1) (A) specifically authorized under criteria established by an Executive order to be kept secret in the interest of national defense or foreign policy and (B) are in fact properly classified to such Executive order;
- (b)(2) related solely to the internal personnel rules and practices of an agency;
- (b)(3) specifically exempted from disclosure by statute (other than section 552b of this title), provided that such statute (A) requires that the matters be withheld from the public in such a manner as to leave no discretion on issue, or (B) establishes particular criteria for withholding or refers to particular types of matters to be withheld;
- (b)(4) trade secrets and commercial or financial information obtained from a person and privileged or confidential;
- (b)(5) inter-agency or intra-agency memorandums or letters which would not be available by law to a party other than an agency in litigation with the agency;
- (b)(6) personnel and medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy;
- (b)(7) records or information compiled for law enforcement purposes, but only to the extent that the production of such law enforcement records or information (A) could reasonably be expected to interfere with enforcement proceedings, (B) would deprive a person of a right to a fair trial or an impartial adjudication, (C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, (D) could reasonably be expected to disclose the identity of confidential source, including a State, local, or foreign agency or authority or any private institution which furnished information on a confidential basis, and, in the case of record or information compiled by a criminal law enforcement authority in the course of a criminal investigation, or by an agency conducting a lawful national security intelligence investigation, information furnished by a confidential source, (E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions if such disclosure could reasonably be expected to risk circumvention of the law, or (F) could reasonably be expected to endanger the life or physical safety of any individual;
- (b)(8) contained in or related to examination, operating, or condition reports prepared by, on behalf of, or for the use of an agency responsible for the regulation or supervision of financial institutions; or
- (b)(9) geological and geophysical information and data, including maps, concerning wells.

SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552a

- (d)(5) information compiled in reasonable anticipation of a civil action proceeding;
- (j)(2) material reporting investigative efforts pertaining to the enforcement of criminal law including efforts to prevent, control, or reduce crime or apprehend criminals;
- (k)(1) information which is currently and properly classified pursuant to an Executive order in the interest of the national defense or foreign policy, for example, information involving intelligence sources or methods;
- (k)(2) investigatory material compiled for law enforcement purposes, other than criminal, which did not result in loss of a right, benefit or privilege under Federal programs, or which would identify a source who furnished information pursuant to a promise that his/her identity would be held in confidence:
- (k)(3) material maintained in connection with providing protective services to the President of the United States or any other individual pursuant to the authority of Title 18, United States Code, Section 3056;
- (k)(4) required by statute to be maintained and used solely as statistical records;
- (k)(5) investigatory material compiled solely for the purpose of determining suitability, eligibility, or qualifications for Federal civilian employment or for access to classified information, the disclosure of which would reveal the identity of the person who furnished information pursuant to a promise that his/her identity would be held in confidence;
- (k)(6) testing or examination material used to determine individual qualifications for appointment or promotion in Federal Government service the release of which would compromise the testing or examination process;
- (k)(7) material used to determine potential for promotion in the armed services, the disclosure of which would reveal the identity of the person who furnished the material pursuant to a promise that his/her identity would be held in confidence.

FEDERAL BUREAU OF INVESTIGATION FOI/PA DELETED PAGE INFORMATION SHEET FOI/PA# 1595010-000

Total Deleted Page(s) = 3 Page 6 \sim b7D; Page 7 \sim b7D; Page 8 \sim b7D;

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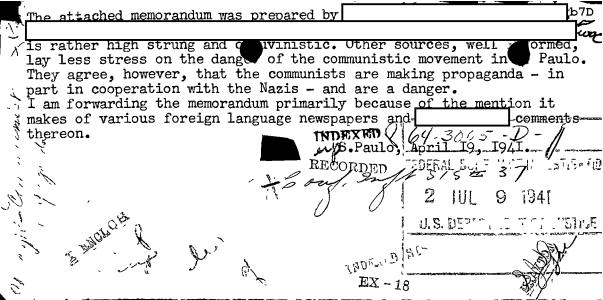
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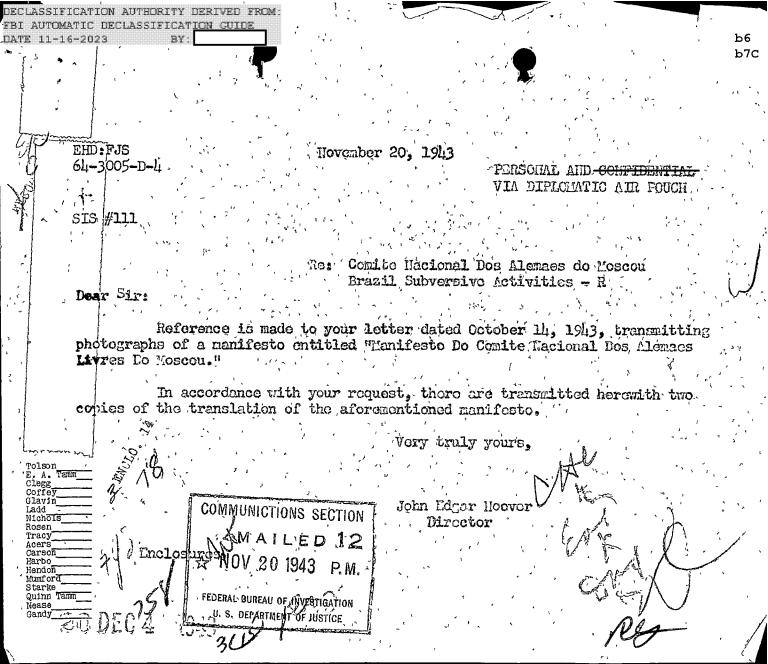
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Office Memorandum . UNITED STATES GOVERNMENT

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FROM:	W. G. EAMES		
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TRANSLATED FROM THE PORTUGUESE

MANIFESTO OF THE NATIONAL CONSITTEE OF FREE GERMANS IN MOSCOW

Germans! Events demand of us an immediate solution!

The National Committee of Free Germans was organized at a time when mortal danger endangers our country and threatens its very existence. The National Committee is composed of workers and writers, soldiers and officials, members of trade unions and political figures, persons of different political points of view and conviction who would have found this unification impossible a year ago - (Among them are: Erich Weinert, anti-Mazi poet (President); Major Karl Hetz (1st Vice President); Lieutenant Count Heinrich von Minsiedel, great-grandson of Bismarck (2nd Vice President); Wilhelm Pieck, former leader of the Communist bloc of the Reichstag, and 29 others of lesser importance.)

The National Committee has the right and the duty, in this hour, to speak in favor of the German people, to speak clearly and firmly, as the gravity of the moment requires.

look and see what is happening on the battle fronts. The defeats of the last seven months are unequalled in the history of Germany - Stalingrad, the Don, the Caucassus, Libya and Tunisia.

All the responsibility for these defeats rests with Hitler. No foreign enemy has ever cast us into such an abyss of disasters as Hitler has. The facts show implacably that the war is lost. Germany can prolong the war for some time at the price of sacrifices and privations never before seen. The continuation of a hopeless war, however, will be equivalent to the destruction of the country.

But Germany must not die: To be or not to be - this is the question before our country. If the German people, resigned, continue submissively to allow themselves to be swept to their downfall, not only will their strength be undermined and lessened by each day of war, but also their guilt will be greater. Hitler can then be defeated only by the force of the united armies. But this will mean the end of our national independence and of our existence as a state, the dismemberment of our mother country, and we will have only ourselves to blame.

If the German people, before it is too late, are courageous enough and actually prove that they wish to be free, and are determined to rid Germany of Hitler, then they will have the right to decide their own destiny, and the other nations will take them into consideration. This is the only means of saving the existence, liberty and honor of the German nation.

The German people need and want peace. But nobody expects peace with Hitler. Nobody will negotiate with him in this regard.

Consequently, the formation of a genuine national German government is the most important task of our people. This government alone would have the confidence of the people and of our principal enemies. Only this government would bring peace.

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This government must be strong and possess the necessary strength to render the enemies of the people harmless - Hitler, his henchmen and satellites. It must resolutely put an end to terror and corruption, establish order and reveal a worthy Germany to the outside world.

This government will be established only as a result of the struggle for liberty by all classes of the derman people. Its basis will be the lighting groups which will unite to overthrow Hitler. There are forces in the army which have remained loyal to the country, and the people have to play a decisive role.

This government will halt military operations immediately, call German troops back to the boundaries of the Reich, and undertake peace negotiations, renowning all conquests.

In this manner, it will secure peace, and place Germany once more on an equal footing with the other nations.

Only such a government will be capable of giving the German people the opportunity of manifesting their desires, under peaceful conditions, for the true solution of the question of a form of government.

This means a strong democratic power which will have nothing in common with the weak Weimer regime; a democracy that will be implacable, ruthlessly suppressing any attack on the rights of a free people or against the peace of Europe. It means repealing all laws based on national and racial hatreds, and all aspects of the Hitler regime which are distasteful to our people; the repeal of all measures adopted by the authorities of Hitlerism against liberty and human dignity.

It means the restoration and extension of the political rights and social advantages of the working people: freedom of speech, of the press, of meeting publicly, of conscience and religious faith. It means freedom of economy, commerce and work, the guarantee of the right to work and to property acquired legally.

It means the restoration of the property stolen by the fascist government to its legal owners; the confiscation of the property of those responsible for the war and of those who profited by the war; the exchange of merchandise with other countries as a natural basis for assuring prosperity.

It means immediately freeing the virtims of the Hitlerian terror and material compensation for damages wrought.

It means the just and implacable judgment of those who were responsible for the war, their instigutors and hidden accomplices, in short, those who brought Germany to the abyss and covered her with shame. However, at the same time, it means pardon for all those who formerly adhered to Hitler but now abjure him to unite with the movement for a free Germany.

Forward, Germans! In the struggle for a free Germany, we know that sacrifices are inevitable. However, the more determined the struggle against Hitler is, the less these sacrifices will be. The sacrifices made for the salvation of dermany will be a thousand times less than the senseless sacrifices caused by continuing the war. German soldiers and officers on all fronts, you have meapons in your hands! Use them! Under the leadership of those who recognize their responsibility and are with you against Hitler, clear the road which leads your country to peace. Workers, men and women! You are in the majority! Multiply your forces by organizing! Form combat groups in the factories. in the cities, in the Tields, in the universities and wherever possible. Refuse to obey Hitler. Do not allow yourselves to be accomplices in the continuation of the war. Fight in every way possible according to your position in the state and in the economic life. Our history sets a great example for us. One hundred and thirty years ago, maen derman troops were also on Russian soil as enemies, it was precisely from Russla that the best sons of Germany - Stein, Arndt, Clausewitz, Yorck and others - appealed to the conscience of the German people against the treacherous densen leaders and united the Germans for the war of liberation. Just as they did, we shall devote all our strength and if necessary our lives to lead our people in the flight for liberty and to hasten Hitler's counfail. The light for a free Germany requires courage, energy and determination. Courage above all. Time will not wait. It is necessary to act and act immediately ... For the people and for the Mother Country! Against Hitler and his criminal war! For an immediate peace! For the malvation of the German people! For a free and independent Germany I

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Dear Sir:

COMITÉ NACIONAL DOS ALEMÃES Re: DO MOSCOU; Brazil - Subversive Activities (R)

Forwarded herewith are photographs, of a manifesto entitled #MANIFESTO DO COMITÉ NACIONAL DOS ALEMÃES LIVRES, DO MOSCOU". According to informants, this particular document has been circulating among the "friends of Russia" in Rio and portions of it have reportedly been published in a local newspaper or magazine. It is requested that translations be made by the Bureau and an appropriate number of such translations furnished this office.

Peter to 515#111 EH D-11/20/43

Respectfully,

CONF. INFI. S. T. S. A.

PGT: tfc Rio File 20-282

Enclosure.